

General Policy and Rules and Regulations of TCWD

CHAPTER 11: AUTHORITY AND RESPONSIBILITIES OF THE GENERAL MANAGER

Section 11.1 General.

Pursuant to the provisions of the Act, the General Manager shall have the duties, authority and restrictions set forth in the Act, including, but not limited to those duties and authority set forth in Water Code, including, but not limited to, Sections 30580, 30581, 31025, 30540, 30541, 30543 and 30547. The General Manager shall also have those duties and powers as described herein and as may be delegated by the Board from time to time, as described in Section 11.2 hereof.

Section 11.2 Specification and Delegation of Authority.

In addition to the authority and duties specified in the Water Code and the Act, the Board may vest with its General Manager such other and further authority and duties as it may determine from time to time and as described in Section 11.2.1 below. Such other and further authority and duties may be described in one or more Resolutions of the Board and/or may be set forth in an employment agreement entered into between the District and the General Manager as described in Section 11.3.

11.2.1 Authorities and Responsibilities of the General Manager. The General Manager shall have the authority to operate and manage the District on a day to day basis in accordance with the policies, resolutions, directives, enactments, ordinances and other decisions of the Board as set forth in California Water Code Sections 30580 and 30581.

Such authority shall specifically include, but is not limited to:

- 11.2.1.1 management of the construction, maintenance and operations of the water, wastewater, recycled and reclaimed water facilities of the District;
- 11.2.1.2 supervision of the District's employees, including, but not limited to, prescription of the duties of the

District's employees, employing and discharging of such employees, and establishment and adjustment of the compensation of the District's employees subject to approval of the Board;

11.2.1.3 reporting directly to the Board in accordance with these Rules and Regulations;

11.2.1.4 review and management of the District's budget;

11.2.1.5 issuance of permanent or temporary interpretations of these Rules and Regulations (which are subject to revision or replacement by action of the Board) and to issue guidelines which shall not conflict with, and otherwise shall be compatible with, these Rules and Regulations pursuant to Sections 12.1 and 12.2 hereof; and

11.2.1.6 performance of other duties that may be imposed or delegated to the General Manager by formal action of the Board.

Section 11.3 Employment of the General Manager.

The General Manager is the employee of the District through the Board. Subject to the terms and conditions of any employment agreement entered into between the District (through the Board) and the General Manager, the General Manager shall serve at the pleasure of the Board.

11.3.1 General Manager Employment Agreement. It is the desire and policy of the Board that the General Manger shall be employed by the District (through the Board) pursuant to a written employment agreement. Any such employment agreement, and any additions, modifications, amendments and/or supplements thereto shall be approved by the Board. Each such employment agreement shall contain such terms and conditions as shall be specified by the Board, subject to the agreement of the General Manager and applicable law. Such employment agreement may, among other matters, provide for the compensation, benefits, employment term, termination of service, authority and duties, payment of expenses and

related matters affecting the service of the General Manager.